

"(1) any provision of this Act against the Federal Trade Commission, the United States Attorney General, the chief legal officer of any State for acting or failing to act in an official capacity;

"(2) subsection (d) of this section against a State or political subdivision of a State, or any agency or instrumentality thereof; or

"(3) section 15 against a boxer acting in his capacity as a boxer."

On page 20, line 5, strike "amended—" and insert "amended by—".

On page 20, line 6, strike "by".

On page 20, line 7, strike "by".

Mr. SESSIONS. Mr. President, I ask unanimous consent the amendment be considered as read and agreed to.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment (No. 1368) was agreed to.

AMENDMENT NO. 1369

(Purpose: To establish contract requirements for broadcasting)

Mr. SESSIONS. Mr. President, there is a second amendment at the desk. I ask for its consideration.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Alabama (Mr. SESSIONS), for Mr. REID, proposes an amendment numbered 1369.

The amendment is as follows:

On page 18, line 11, strike "or 17" and insert 17, or 18".

On page 20, after line 13, insert the following:

SEC. 9. REQUIREMENTS FOR CONTRACTS BETWEEN BOXERS AND BROADCASTING COMPANIES.

(a) IN GENERAL.—The Professional Boxing Safety Act of 1996 (15 U.S.C. 1603 et seq.), as amended by section 6, is amended—

(1) by redesignating section 18, as redesignated by section 6 of this Act, as section 19; and

(2) by inserting after section 17 the following:

"SEC. 18. CONTRACTS BETWEEN BOXERS AND BROADCASTING COMPANIES.

"(a) CONTRACT REQUIREMENTS.—Any contract between a boxer and a broadcaster for the broadcast of a boxing match in which that boxer is competing shall—

"(1) include mutual obligations between the parties; and

"(2) specify either—

"(A) the number of bouts to be broadcast; or

"(B) the duration of the contract.

"(b) PROHIBITIONS.—A broadcaster may not—

"(1) require a boxer to employ a relative or associate of the broadcaster in any capacity as a condition of entering into a contract with the broadcaster;

"(2) have a direct or indirect financial interest in the boxer's manager or management company; or

"(3) make a payment, or provide other consideration (other than of a de minimus amount or value) to a sanctioning organization or any officer or employee of such an organization in connection with any boxer with whom the broadcaster has a contract, or against whom a boxer with whom is broadcaster has a contract is competing.

"(c) NOTIFICATION OF REDUCTION IN AGREED AMOUNT.—If a broadcaster has a contract

with a boxer to broadcast a match in which that boxer is competing, and the broadcaster reduces the amount it agreed to pay the boxer under that contract (whether unilaterally or by mutual agreement), the broadcaster shall notify, in writing within 48 hours after the reduction, the supervising State commission for that match of the reduction.

"(d) ENFORCEMENT.—

"(1) CONTRACT.—A provision in a contract between a broadcaster and a boxer that violates subsection (a) is contrary to public policy and unenforceable at law.

"(2) PROHIBITIONS; NOTIFICATION.—For enforcement of subsections (b) and (c), see section 10."

(b) BROADCASTER DEFINED.—Section 2 of the Professional Boxing Safety Act of 1996 (15 U.S.C. 6301), as amended by section 8 of this Act, is amended by adding at the end thereof the following:

"(13) BROADCASTER.—The term 'broadcaster' means any person who is a licensee as that term is defined in section 3(24) of the Communications Act of 1934 (47 U.S.C. 153(24))."

Mr. SESSIONS. Mr. President, I ask unanimous consent that the amendment be agreed to.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment (No. 1369) was agreed to.

AMENDMENT NO. 1370

(Purpose: To standardize the physical examinations that each boxer must take before each professional boxing match and to require a brain CAT scan every two years as a requirement for licensing a boxer)

Mr. SESSIONS. Mr. President, there is a final amendment at the desk, and I ask for its consideration.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Alabama (Mr. SESSIONS), for Mr. MOYNIHAN, proposes an amendment numbered 1370.

The amendment is as follows:

On page 20, after line 13, add the following:

(d) STANDARDIZED PHYSICAL EXAMINATIONS.—Section 5(1) of the Professional Boxing Safety Act of 1996 (15 U.S.C. 6304(1)) is amended by inserting after "examination" the following: "based on guidelines endorsed by the American Medical Association, including a circulo-respiratory check and a neurological examination."

(e) CAT SCANS.—Section 6(b)(2) of the Professional Boxing Safety Act of 1996 (15 U.S.C. 6305(b)(2)) is amended by inserting before the period the following: "and, with respect to such renewal, present proof from a physician that such boxer has taken a computerized axial tomography (CAT) scan within the 30-day period preceding that date on which the renewal application is submitted and that no brain damage from boxing has been detected".

Mr. MOYNIHAN. Mr. President, on January 3, 1999, Jerry Quarry, a perennial heavyweight boxing champion contender in the 1960's and 1970's, died of pneumonia brought on by an advanced state of dementia pugilistica. He was 53. The Professional Boxing Safety Act of 1996 was an excellent step toward making professional boxing safer for its participants. Nevertheless, it contains several gaps.

The amendment I proposed here today is aimed at protecting professional fighters by requiring more rigorous prefight physical examinations and by requiring a brain catscan before a boxer can renew his or her professional license.

Mr. SESSIONS. Mr. President, I ask unanimous consent that the amendment be agreed to, the bill be read a third time and passed, as amended, the motion to reconsider be laid upon the table, and that any statements relating to the bill be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment (No. 1370) was agreed to.

The bill (S. 305), as amended, was read the third time and passed.

(The bill will be printed in a future edition of the RECORD.)

ORDERS FOR WEDNESDAY, JULY 28, 1999

Mr. SESSIONS. Mr. President, on behalf of the majority leader, I ask unanimous consent that when the Senate completes its business today, it adjourn until the hour of 9:30 a.m. on Wednesday, July 28. I further ask consent that on Wednesday, immediately following the prayer, the Journal of proceedings be approved to date, the morning hour be deemed expired, and the time for the two leaders be reserved for their use later in the day.

The PRESIDING OFFICER. Without objection, it is so ordered.

PROGRAM

Mr. SESSIONS. For the information of all Senators, the Senate will reconvene tomorrow morning at 9:30 a.m. In accordance with a previous order, the Senate will begin a cloture vote on the substitute amendment to the juvenile justice bill at 9:45 a.m. Following the vote, it is the intention of the majority leader to begin consideration of the reconciliation bill. By statute, the reconciliation bill is limited to 20 hours of debate, and therefore it is hoped that the Senate can make significant progress on that bill on Wednesday. It is expected that the Senate will complete action on that legislation on Thursday, or Friday, if necessary.

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. SESSIONS. If there is no further business to come before the Senate, I now ask unanimous consent the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 8:33 p.m., adjourned until Wednesday, July 28, 1999 at 9:30 a.m.